



City of Hesperia

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345
www.cityofhesperia.us

Meeting Minutes - Draft City Council

*JOINT AGENDA OF CITY COUNCIL & SUCCESSOR AGENCY
TO THE REDEVELOPMENT AGENCY, HOUSING AUTHORITY,
COMMUNITY DEVELOPMENT COMMISSION, FIRE
PROTECTION DISTRICT AND WATER DISTRICT.*

Tuesday, June 4, 2013

6:30 PM

CLOSED SESSION - 5:30 PM

Roll Call

Present:

Mayor Bill Holland

Mayor Pro Tem Thurston "Smitty" Smith

Council Member Russell Blewett

Council Member Mike Leonard

Absent:

Council Member Eric Schmidt

Conference with Legal Counsel - Potential Litigation:

Government Code Section 54956.9(d)2

1. One Case

Conference with Legal Counsel – Existing Litigation

Government Code Section 54956.9(d)1

1. Desert Gem/Younesco Properties, CIVVS1103899
2. Alternative Pain, Jose Moran, Earth Group, &
Dwayne Thompson v. City of Hesperia, CIVVS1202742
3. Dwayne Thompson v. City of Hesperia, CIVVS1205329
4. Jose Moran v. City of Hesperia, CIVVS1301337
5. Alternative Pain v. City of Hesperia, CIVVS1301338
6. Earth Group v. City of Hesperia, CIVVS1301339
7. Jose Moran v. City of Hesperia, CIVVS1301349
8. Dwane Thompson v. City of Hesperia, CIVVS1301621
9. Jose Moran v. City of Hesperia, CIVVS1301483
10. Victor Valley Medical Care v. City of Hesperia, CIVVS1301041
11. City of Hesperia v. Alternative Pain, et. Al., CIVDS1304653
12. Higher Healing v. City of Hesperia, CIVVS1301789

CALL TO ORDER - 6:30 PM

- A. Invocation by Richard Spring of First Baptist Church in Hesperia
- B. Pledge of Allegiance to the Flag led by Council Member Leonard
- C. Roll Call
Present:
Mayor Bill Holland
Mayor Pro Tem Thurston "Smitty" Smith
Council Member Russell Blewett
Council Member Mike Leonard
- Absent:
Council Member Eric Schmidt
- D. Agenda Revisions and Announcements by City Clerk- None
- E. Closed Session Reports by City Attorney- No reportable action taken.

ANNOUNCEMENTS/PRESENTATIONS**Community Events Calendar, Melinda Sayre-Castro, Assistant City Clerk****1) City's 25th Anniversary celebration 6/29 from 8:00 a.m. at Rancho Road****Underpass.****2) Animal Control Shelter Open House event 7/13 from 10:00 a.m. to 2:00 p.m.****PUBLIC COMMENTS**

Myrna Bidler & Majorie Janson, commented on a dog attack at Mrs. Janson's residence.

Pastor David Penn, commented on the proposed Internet Cafe ordinance.

Daniel Krist- commented on fireworks, loud parties, Fire Station 301 & water quality.

Larry Mall, commented on the Hesperia Police Department and the Citizen's on Patrol program.

Charles Blackwell, commented on the Hesperia Police Department and the Citizen's on Patrol program.

JOINT CONSENT CALENDAR

A motion was made by Council Member Blewett, seconded by Council Member Leonard, that the consent calendar be approved. The motion carried by the following vote:

Aye: 4 - Mayor Holland, Mayor Pro Tem Smith, Council Member Blewett and Council Member Leonard

Absent: 1 - Council Member Schmidt

1.

Draft Minutes from the Regular Meeting held Tuesday, May 7, 2013

Recommended Action:

Approve the Draft Minutes from the Regular Meeting held Tuesday, May 7, 2013.

Sponsors: Assistant City Clerk Melinda Sayre-Castro

2.

Treasurer's Cash Report for the period ended March 31, 2013

Recommended Action:

It is recommended that the Council/Board accept the Treasurer's Cash Report for the City, Successor Agency to the Hesperia Community Redevelopment Agency, Hesperia Housing Authority, Community Development Commission, Fire District, and Water District.

Sponsors: Assistant City Manager/Management Services Brian Johnson

3.

Warrant Run Report (City - Successor Agency - Housing Authority - Community Development Commission - Fire - Water)

Recommended Action:

It is recommended that the Council/Board ratify the warrant run and payroll report for the City, Successor Agency to the Hesperia Community Redevelopment Agency, Hesperia Housing Authority, Community Development Commission, Fire District, and Water District.

Sponsors: Assistant City Manager/Management Services Brian Johnson

4.

Consideration of Final Tract Map 18240

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2013-24 approving Final Tract Map No. 18240 to re-configure 7 residential lots and a remainder Lot B, on 4.12 gross acres, located on Modesto Court.

Sponsors: Director of Development Services Scott Priester

5.

Badger Meter, Inc. Contract for Fiscal Year 2013-14

Recommended Action:

It is recommended that the Board of Directors of the Hesperia Water District authorize the City Manager to execute a contract for Fiscal Year 2013-14 with Badger Meter Inc. in the not-to-exceed amount of \$250,000 for the purchase of water meters and related water meter parts.

Sponsors: Director of Development Services Scott Priester

6.

Consideration of of Resolution No. 2013-25 in support of House Resolution (H.R.) 1676 creating the Johnson Valley National Off-highway Vehicle Recreation Area

Recommended Action:

It is recommended that the Council adopt Resolution No. 2013-25 in support of House Resolution (H.R.) 1676 introduced by Congressman Paul Cook (R-Yucca Valley), which would create the Johnson Valley National Off-Highway Vehicle (OHV) Recreation Area.

Sponsors: Management Analyst Georgia Graham

7.

Increase Contract with Infinity National Services

Recommended Action:

It is recommended that the Mayor and Council Members and Chair and Board Members of the Hesperia Water District authorize the City Manager to execute an increase to the current 2010-11-70 contract with Infinity National Services to cover Fiscal Year 2012-13 in the not-to-exceed amount of \$255,350.

Sponsors: Director of Development Services Scott Priester

8.

Datamatic Fire Fly Purchase Order

Recommended Action:

It is recommended that the Chair and Board Members of the Hesperia Water District authorize the City Manager to execute a Purchase Order for the purchase of 2,000 Datamatic Mosaic Fire Fly units from Datamatic, Ltd. in the not-to-exceed amount of \$248,000.

Sponsors: Director of Development Services Scott Priester

9.

Extend Contract 2009-10-066 Well Maintenance and Repair with Best Drilling and Pump, Inc.

Recommended Action:

It is recommended that the Chair and Board Members of the Hesperia Water District authorize the City Manager to execute an extension to Contract 2009-10-066 with Best Drilling and Pump, Inc., for an additional year with a new not-to-exceed amount of \$54,000.

Sponsors: Director of Development Services Scott Priester

10.

Extend Contract to Superior Electric Motor Repair

Recommended Action:

It is recommended that the Chair and Board Members of the Hesperia Water District authorize the City Manager to execute an extension to contract with Superior Electric Motor Service for an additional year in the not-to-exceed amount of \$20,000.

Sponsors: Director of Development Services Scott Priester

11.

Extend Contract with Clinical Laboratory of San Bernardino for Water Analysis

Recommended Action:

It is recommended that the Chair and Board Members of the Hesperia Water District authorize the City Manager execute an extension to the contract with Clinical Laboratory of San Bernardino Inc. for an additional year in the not-to-exceed amount of \$75,000 for Fiscal Year 2013-14.

Sponsors: Director of Development Services Scott Priester

12.

Five Year Agreement for Charter Data Services

Recommended Action:

It is recommended that the City Council authorize the City Manager to approve a five year Agreement for Charter Data Services in the amount of \$178,500.

Sponsors: Network Administrator Rolando Quinonez

13.

Execute Contract for Warehouse Commodity: Brass, Piping, Hydrant Material

Recommended Action:

It is recommended that the Hesperia Water District Board of Directors authorize the City Manager to execute a one-year commodity contract to Inland Water Works for Brass, Piping and Hydrant Materials for water operations and the Pipeline division replacement program in the not-to-exceed amount of \$420,000.

Sponsors: Director of Development Services Scott Priester

14.

Award Contract - Fire Station 303 Site Improvements

Recommended Action:

It is recommended that the City Council award a contract for Fire Station 303 Site Improvements (Account No. 200-55-521-0000-8400) to the lowest responsive and responsible bidder, M.C. Alyea Construction, in the amount of \$38,123.50 and approve an additional 10% contingency in the amount of \$3,800.00, for a total not to exceed amount of \$41,923.50; approve the design of the project represented by the plans and specifications; and authorize the City Manager to execute the contract.

Sponsors: Director of Development Services Scott Priester

PUBLIC HEARING - City Council

15.

Ordinance regarding Internet Sweepstakes Cafés

Recommended Action:

The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2013-06, an amendment to the Hesperia Municipal Code to establish regulations for Internet Sweepstakes Cafés.

Sponsors: Principal Planner Dave Reno

Mayor Holland opened the public hearing. There being no public testimony, the public hearing was closed.

A motion was made by Mayor Pro Tem Smith to introduce and and place on first reading Ordinance 2013-06, seconded by Council Member Leonard, that this item be approved. The motion carried by the following vote:

Aye: 4 - Mayor Holland, Mayor Pro Tem Smith, Council Member Blewett and Council Member Leonard

Absent: 1 - Council Member Schmidt

NEW BUSINESS

16.

Request for Qualifications (RFQ) for State Legislative Advocacy Services

Recommended Action:

It is recommended that the City Council provide direction regarding the timeline for the Request for Qualifications process for State Legislative Advocacy Services and appoint two Council Members to serve on the Selection Committee with staff.

Sponsors: Management Analyst Georgia Graham

Direction given to appoint Council Member Blewett & Mayor Holland.

17.

Public Safety Joint Powers Authority Feasibility Study

Recommended Action:

It is recommended that the City Council and the Board Members of the Hesperia Fire Protection District (District) approve a Professional Services Agreement (PSA) for professional services to conduct a Public Safety Joint Powers Authority (JPA) feasibility study to Citygate Associates, LLC in an amount of \$199,888 and authorize a contingency of 5%, or \$10,000 for a total authorized contract amount of \$209,888.

It is also recommended that the City Council approve a Memorandum of Understanding with the City of Adelanto, Town of Apple Valley, and City of Victorville which details the responsibility of each agency during preparation of the JPA feasibility study.

Sponsors: City Manager Mike Podegracz

A motion was made by Mayor Pro Tem Smith, seconded by Council Member Leonard, that this item be approved. The motion carried by the following vote:

Aye: 4 - Mayor Holland, Mayor Pro Tem Smith, Council Member Blewett and Council Member Leonard

Absent: 1 - Council Member Schmidt

COUNCIL COMMITTEE REPORTS AND COMMENTS

*Mayor Holland – Commented on the Public Safety Joint Powers study to be conducted, high school graduations, the Police Activities League boxing event.
Council Member Schmidt – Absent.*

Mayor Pro-Tem Smith – Commented on the Dog Walk event, the SB County Fair, high school graduations, and the upcoming Rancho Undercrossing opening.

Council Member Leonard – Commented on Public Safety study, and the upcoming Fire Pancake breakfast.

Council Member Blewett – Commented on the Dog Walk, the Public Safety study, fireworks in the City, and the Rancho Undercrossing event.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

Reminded the Council of the Budget Workshop next Tuesday @ 3 pm, and provided an update on the SAFER grant implementation.

ADJOURNMENT

The meeting was adjourned at 7:39 p.m. in honor of the four fire fighters that lost their lives.